

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

_____	)	
THERMO FINNIGAN LLC,	)	
Plaintiff and	)	
Counterclaim Defendant,	)	Civil Action No.: 04-1505 GMS
	)	
v.	)	
	)	
APPLERA CORPORATION,	)	
Defendant and	)	
Counterclaim Plaintiff.	)	
_____	)	

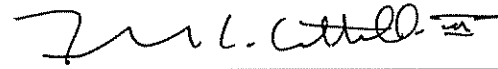
**NOTICE OF TAKING DEPOSITION  
OF BEN JOHNSON**

PLEASE TAKE NOTICE that Plaintiff Thermo Finnigan LLC will take the oral deposition of Ben Johnson under Rule 30 of the Federal Rules of Civil Procedure at a mutually agreeable date, time, and location to be determined.

The deposition will be conducted before an officer authorized by law to administer oaths, and the testimony will be recorded stenographically and by videotape. The deposition shall continue day to day until completed.

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Dated: February 10, 2006

**CERTIFICATE OF SERVICE**

I hereby certify that on February 10, 2006, copies of the foregoing document were served on the following attorneys at the addresses and in the manner indicated:

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DATED: February 10, 2006